**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD**

**THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN**

**Writ Petition No.13932 of 1997**
**DATED 22-2-2007**

BETWEEN
K.Nagendra and another.

.. Petitioner

And
The Commissioner of Endowments,
Government of Andhra Pradesh, Tilak Road,
Hyderabad and others.

.. Respondents

**THE HONOURABLE SRI JUSTICE RAMESH RANGANATHAN**

**WRIT PETITION NO.13932 of 1997**

**ORDER:**

Questioning the order terminating the petitioners from service, the present writ petition is filed.

Among the two petitioners, the 2nd petitioner died and as such no relief can be granted in his favour. With regard to the 1st petitioner, Sri M.Nagaraju, learned counsel for the petitioner would submit that since what is impugned in this writ petition is the termination of the services of the 1st petitioner, as a clerk, and pursuant to the interim directions passed by this Court to continue him in service, the petitioner was, in fact, transferred to some other temple and was promoted to a higher post, no further orders are

necessary.

The interim direction granted by this Court earlier was to continue him in service. Without adjudicating the validity of the order of termination, the relief, which the petitioner seeks, cannot be granted. Since subsequent events would show that the petitioner has been promoted to a higher post, his apprehension that dismissal of the writ petition as infructuous would result in action being taken against him once again is without basis. Needless to state that if any action is sought to be taken against the petitioner, in his subsequent promoted post, it is always open to him to resort to such remedies as are available to him in law.

The cause in this writ petition does not survive adjudication and is accordingly dismissed as infructuous. No costs.

**RAMESH RANGANATHAN,J**

Dt: 22.2.2007
msv.